

**TITLE 730. DEPARTMENT OF TRANSPORTATION
CHAPTER 1. ADMINISTRATIVE OPERATIONS**

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Department of Transportation
730:1-5-2. Personnel policies [AMENDED]

SUMMARY:

The proposed amendment is needed to bring the rule into compliance with changes in the law. The amendment removes references to Merit Protection Commission and replaces it with reference to the Human Capital Management Act and rules.

AUTHORITY:

69 O.S. 2021, §§ 301, 306, & 74 O.S. §840-1.7; Oklahoma Transportation Commission.

COMMENT PERIOD:

Persons wishing to present their comments or view in writing may do so before 5:00 p.m. on December 31, 2022, to Lisa Erickson Endres, ODOT Assistant General Counsel and Administrative Procedures Rulemaking Liaison, 200 N.E. 21st, Oklahoma City, OK 73105 or at lendres@odot.org.

PUBLIC HEARING:

A public hearing has not been scheduled; however, pursuant to 75 O.S., Section 303(B)(9), "persons may demand a hearing" by contacting Lisa Erickson Endres, ODOT Assistant General Counsel and Administrative Procedures Rulemaking Liaison, at (405) 521-2681 or lendres@odot.org no later than 5:00 p.m. on December 31, 2022.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Department of Transportation, Lisa Erickson Endres, Assistant General Counsel, 200 N.E. 21st Street, Oklahoma City, OK 73105 or a request for a copy of the rules can be sent electronically to lendres@odot.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement is being prepared and will be available for review on or before December 15, 2022, at the above address or on the ODOT website beginning on December 15, 2022.

CONTACT PERSON:

Lisa Erickson Endres, (405) 521-2681 or lendres@odot.org

730:1-5-2. Personnel policies

(a) **Personnel.** Department personnel policies and procedures will conform to the Oklahoma Personnel Act and the ~~Merit Rules for Employment.~~ Human Capital Management Division of the Office of Management and Enterprise Services Rules for Employment.

(b) **Worker's compensation.** The Department will provide as required by state law, worker's compensation insurance through the State Insurance Fund for Department personnel.

(c) **Payroll.** The Department is authorized to take necessary action to provide for payroll withholdings relative to the purchase of United States Savings Bonds, State Group Health and Life Insurance program, other insurance programs, Credit Union, and other withholdings authorized by law.

(d) **Conflict of interest.** Department employees shall not engage in any outside employment or enterprise which would constitute a conflict of interest, as defined by law, which would violate the statutes concerning conflict of interest for Transportation Commissioners and Department employees, or the rules of the Oklahoma Ethics Commission.

(e) **Age.** No person will be employed in any capacity by the Department who is not eighteen years of age or older.